

**ORDINANCE NO. 2525**

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF GILBERT, ARIZONA, AMENDING THE CODE OF GILBERT, ARIZONA, CHAPTER 2 ADMINISTRATION, ARTICLE III DEPARTMENTS, DIVISION 1 GENERALLY BY AMENDING, SECTION 2-133 DUTIES OF DEPARTMENTS, RELATED TO UPDATING THE ORGANIZATION AND OPERATIONAL STRUCTURE OF TOWN DEPARTMENTS TO REFLECT THAT CAPITAL IMPROVEMENT PLAN (CIP) STAFF IS NOW UNDER THE PUBLIC WORKS DEPARTMENT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

WHEREAS, Capital Improvement Plan (CIP) staff is now under the Public Works Department and not the Development Services Department; and

WHEREAS, the Common Council of the Town of Gilbert, Arizona desires to update the Code of Gilbert, Arizona to ensure proper and accurate references to its operational structure;

NOW THEREFORE, BE IT ORDAINED by the Common Council of the Town of Gilbert, Arizona, as follows:

Section I.     In General.

The Code of Gilbert, Arizona, Chapter 2 Administration, Article III Departments, Division 1 Generally, Section 2-133, Duties of departments, is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

**Sec. 2-133. - Duties of departments.**

\* \* \* \*

- (b) In addition to the manager's directives set forth in subsection (a) above, the following specific delegations of authority are hereby made, to be exercised through the director of such departments:

\* \* \* \*

- (3) The development services AND PUBLIC WORKS departmentS isARE authorized to enforce the provisions of town codes and ordinances.

- (4) The ~~development services~~ PUBLIC WORKS department is authorized to accept on behalf of the town dedications of property and easements that are required to be dedicated pursuant to the land development code or a capital improvements project previously approved by the council.

\* \* \* \*

Section II. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Common Council of the Town of Gilbert, Arizona, this 5<sup>th</sup> day of March, 2015, by the following vote:

AYES: E. Cook, J. Daniels, J. Lewis, V. Petersen, B. Peterson,

J. Taylor

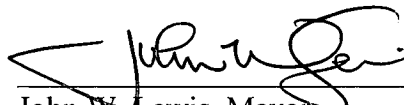
NAYES: none

ABSENT: J. Ray

EXCUSED: none

ABSTAINED: none

APPROVED this 5<sup>TH</sup> day of MARCH, 2015.

  
\_\_\_\_\_  
John W. Lewis, Mayor

ATTEST:

  
\_\_\_\_\_  
Catherine A. Templeton, Town Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Michael Hamblin, Town Attorney

I, CATHERINE A. TEMPLETON, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 2525 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF GILBERT ON THE 5<sup>TH</sup> DAY OF MARCH, 2015, WAS POSTED IN FOUR PLACES ON THE 12<sup>th</sup> DAY OF MARCH, 2015

  
\_\_\_\_\_  
Catherine A. Templeton, Town Clerk, CMC